

## DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY

(Under 37 CFR § 1.63; includes reference to PCT International Applications)

As a below named inventor, I hereby declare that:

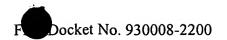
My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention ENTITLED:

TUBULYSINS, PREPARATION PROCESSES AND TUBULYSIN PREPARATIONS

the specification	n of which:				
	PCT Application No. P	Continuation or Co <u>CT/EP2003/01160</u> ., and published as	ntinuation-in-Part or Div <u>3</u> , filed <u>October 20, 2003</u> s <u>WO 2004/046170 A</u> on		
	y state that I have review aims, as amended by any		the contents of the above red to above.	e-identified specificatio	n,
I ackno known to me to	wledge the duty to disclose be material to patentabi	ose to the United S lity as defined in T	states Patent and Tradema itle 37, Code of Federal	ark Office all information Regulations, § 1.56.	n
application(s) for one country other application for production for the country other the country of the country other the country of the country other the country of the country of the country of the country other the country of t	or patent or inventor's ce her than the United State patent or inventor's certi	rtificate or of any of America listed ficate or any PCT America filed by n	e 35, United States Code PCT International applications and have also iden International applications are on the same subject materials.	ation(s) designating at le tified below any foreign designating at least one	ı e
Prior Foreign/P	CT Application(s) [list a	dditional applicati	ons on separate page]:	Priority Claimed:	
Country (or DE (Germa		1 Number: 439.5	Filed (Day/Month/Year) 21/11/2002		
I hereby claim the benefit under 35 U.S.C. §119(e) of any United States application listed below:					
(Applic	cation Number)	(Filing Date)			
I hereby or PCT internat	y claim the benefit under tional application(s) desi	r Title 35, United S gnating the United	States Code § 120 of any States of America that is	United States applications/are listed below and, in	n(s)

I hereby claim the benefit under Title 35, United States Code § 120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:



Prior U.S. (or U.S.-designating PCT) Application(s) [list additional applications on separate page]:

U.S. Serial No.: Filed (Day/Month/Year) PCT Application No. Status (patented, pending, abandoned)

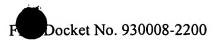
I hereby appoint Ronald R. Santucci, Registration No. 28,988, and Frommer Lawrence & Haug LLP, or their duly appointed associate, my attorneys, with full power of substitution and revocation, to prosecute this application, to make alterations and amendments therein, to file continuation and divisional applications thereof, to receive the Patent, and to transact all business in the Patent and Trademark Office and in the Courts in connection therewith, and to insert the Serial Number of the application in the space provided above, and specify that all communications about the application are to be directed to the following correspondence address:

Ronald R. Santucci, Esq. c/o FROMMER LAWRENCE & HAUG LLP 745 Fifth Avenue New York, NY 10151

Direct all telephone calls to: (212) 588-0800 to the attention of: Ronald R. Santucci

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

INVENTOR(S):	
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Signature:	Date:
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